



Department of Toxic Substances Control



Winston H. Hickox
Agency Secretary
California Environmental
Protection Agency

Edwin F. Lowry, Director
5796 Corporate Avenue
Cypress, California 90630

Gray Davis
Governor

May 20, 2003

Mr. Mike Van Houten
Chief, Aids to Navigation Section
Commander (oan)
Eleventh Coast Guard District
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Coast Guard Island
Alameda, California 94501-5100

NO FURTHER ACTION (NFA) DETERMINATION FOR UNITED STATES COAST GUARD AIDS TO NAVIGATION (ATON) AQUATIC SITES RELATING TO DISPOSAL OF BATTERIES OR BATTERY CONSTITUENTS

Dear Mr. Van Houten:

The Department of Toxic Substances Control (DTSC) has reviewed the United States Coast Guard (USCG) submittals dated October 8, 2002 and other subsequent correspondences regarding NFA request for ATON aquatic sites identified in California. DTSC also reviewed the USCG's aquatic sites inspection summaries conducted on different dates between 1996 and 2002. These submittals were in accordance with the Consent Order (Docket HWCA 97/98-3003), signed January 8, 1998, between DTSC and the USCG. In addition, DTSC provided field oversight for sites inspection conducted during the week of June 24, 2002. Of the 812 active and discontinued fixed aquatic sites, 37 sites were found to have batteries disposed in the water and the batteries were recovered. No sediment samples were collected from ATON sites in California. In support of the NFA request, the USCG submitted the results of five prototype investigations conducted for Chesapeake Bay, Tampa Bay, Tennessee River, Puget Sound, and Midway Island.

Based on our review of the USCG submittals, the NFA is hereby granted for the enclosed list of 775 ATONs where no batteries were found. Also, before DTSC can make a decision on the remaining 37 ATONs, the USCG is requested to conduct sediment sampling for eight ATONs (LLNR 4000, LLNR 4005, LLNR 5675, LLNR 5670, LLNR 4380, LLNR 6180, LLNR 6895 and LLNR 7845).

*The energy challenge facing California is real. Every Californian needs to take immediate action to reduce energy consumption.
For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at www.dtsc.ca.gov.*

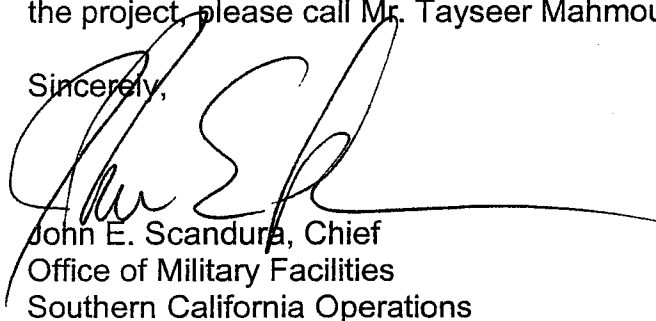
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The enclosed May 15, 2003, comments are prepared by Dr. Brian Davis from our Human and Ecological Risk Division provides the rational for the sampling request where batteries were found. In addition, DTSC may request sampling at other sites if warranted.

Please note that DTSC's determination of no further action for the 775 aquatic sites does not release the USCG from any liabilities associated with past activities at the sites. DTSC's determination is based on currently available information. If DTSC receives additional information that releases of hazardous waste or constituents into the environment have occurred, the NFA determination may be revoked and the USCG will be required to take the appropriate corrective action.

We look forward to working with you to expedite the investigation and cleanup of the Coast Guard AtoN sites not covered in this letter. If you have any questions regarding the project, please call Mr. Tayseer Mahmoud, Project Manager, at (714) 484-5419.

Sincerely,



John E. Scandura, Chief
Office of Military Facilities
Southern California Operations

Enclosures

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